



Entered on Docket  
April 13, 2011

*Bruce T. Beesley*

Hon. Bruce T. Beesley  
United States Bankruptcy Judge

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US Bank Natl. Assoc., as Trustee for the Structured Asset Investment Loan Trust, 2005-7  
10-71919

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In Re:

John R. Byer

BK-S-09-17943- btb

MS Motion No. 46  
Date: April 5, 2011  
Time: 10:30 a.m.

Chapter 13

Debtor.

**ORDER RE: ADEQUATE PROTECTION**

Secured Creditor's Motion for Relief from the Automatic Stay having come on for hearing  
in the above-entitled Court, all appearances as noted on court record, and based upon all the  
papers and pleadings on file herein and good cause appearing therefore,

1 IT IS HEREBY ORDERED, ADJUDGED and DECREED that the debtor will cure the  
 2 post-petition arrearages currently due as follows:

1 Monthly Payment at \$1,840.10 (November 1, 2010)	\$1,840.10
4 Monthly Payments at \$1,844.53 (December 1, 2010 - March 1, 2011)	\$7,378.12
4 Late Charges at \$76.57 (November 1, 2010 - February 1, 2011)	\$306.28
Motion for Relief Filing Fee	\$150.00
Attorneys Fees	\$650.00
Suspense Amount	(\$528.92)
Total	\$9,795.58

9 The total arrearage shall be paid in six monthly installments. Payments one  
 10 through five (1-5) in the amount of \$1,632.60 shall be in addition to the regular monthly payment  
 11 and shall be due on or before the 20th day of the month commencing with the March 20, 2011  
 12 payment and continuing throughout and concluding on or before July 20, 2011. The sixth final  
 13 payment in the amount of \$1,632.58 shall be paid on or before August 20, 2011.

14 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Debtor shall  
 15 resume and maintain the regular monthly payments in a timely fashion, outside of any Bankruptcy  
 16 Plan, beginning with the April 1, 2011 payment on Secured Creditor's Trust obligation,  
 17 encumbering the subject Property, generally described as 7415 Puritan Avenue , Las Vegas, NV  
 18 89123.

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1 IT IS FURTHER ORDERED, ADJUDGED and DECREED that if the Debtor fails to make  
2 any payments as stated in this Order, or fail to maintain the regular monthly payments on Secured  
3 Creditor's obligation, allowing the normal grace period, then Secured Creditor may file and serve  
4 upon Debtors and Debtors' counsel, a fifteen (15) Day Notice Declaration Re Breach of Condition.  
5 For each such Declaration Re Breach of Condition filed, there shall be assessed an attorney fees of  
6 \$100.00, to be paid by the Debtors upon any reinstatement. If upon the sixteenth (16th) day Debtors  
7 have failed to cure the delinquency, then Secured Creditor may submit to this Court an Order  
8 vacating the automatic stay as to Secured Creditor, and Secured Creditor may thereafter proceed  
9 with enforcing its Security interest in the subject Property, pursuant to applicable State Law, and  
10 take any action necessary to obtain complete possession thereof.

11  
12 Submitted by:

13 TIFFANY & BOSCO, P.A

14 By G. Wilde #10235  
15 GREGORY L. WILDE, ESQ.  
16 Attorneys for Secured Creditor  
17 212 South Jones Boulevard  
Las Vegas, Nevada 89107

18 APPROVED AS TO FORM & CONTENT:

19 Kathleen A. Leavitt  
20 By Kathleen A. Leavitt 4/8/11  
21 Kathleen A. Leavitt  
22 Chapter 13 Trustee  
23 201 Las Vegas Blvd. So., #200  
Las Vegas, NV 89101

Sam Benevento  
By Sam Benevento  
Sam Benevento  
Attorney for Debtors  
1945 E. Warm Springs Road  
Las Vegas, NV 89119

Nevada Bar No. \_\_\_\_\_

1 ALTERNATIVE METHOD re: RULE 9021:

2 In accordance with Local Rule 9021, counsel submitting this document certifies that the order accurately  
3 reflects the court's ruling and that (check one):

4      The court has waived the requirements set forth in LR 9021(b)(1).

5      No party appeared at the hearing or filed an objection to the motion.

6      I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and  
7         any trustee appointed in this case any unrepresented parties who appeared at the hearing,  
8         and each has approved or disapproved the order, or failed to respond, as indicated below.

9 Debtor's counsel:

10     approved the form of this order                    disapproved the form of this order

11     waived the right to review the order and/or            failed to respond to the document

12     appeared at the hearing, waived the right to review the order

13     matter unopposed, did not appear at the hearing, waived the right to review the order

14 Trustee:

15     approved the form of this order                    disapproved the form of this order

16     waived the right to review the order and/or            failed to respond to the document

17     I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the  
18         motion pursuant to LR 9014(g), and that no party has objected to the form or content of the  
19         order.

20 I declare under penalty and perjury that the foregoing is true and correct.

21 Submitted by:

22    /s/ Gregory L. Wilde, Esq.  
23    Gregory L. Wilde, Esq.  
24    Attorney for Secured Creditor